

THURSDAY, FEBRUARY 16, 2017

TENTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Tracy Love, Clifton Church of Christ, Clifton, TN.

Representative Byrd led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 91

Representatives present were Alexander, Beck, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Gant, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Marsh, Matheny, Matlock, McCormick, McDaniel, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 91

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Love

Representative Sargent; personal

Representative Jones; business

PRESENT IN CHAMBER

Reps. Forgety, Love and Lynn were recorded as being present in the Chamber.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Sparks was recognized in the Well to introduce the Stewarts Creek High School Chorus who sang "Amazing Grace" and "God Bless America."

RULES SUSPENDED

Rep. McDaniel moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 134 out of order, which motion prevailed.

House Joint Resolution No. 134 -- Memorials, Public Service - Office of State Assessed Properties. by *McDaniel.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. McDaniel, the resolution was adopted.

A motion to reconsider was tabled.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for February 23, 2017:

House Resolution No. 52 -- Memorials, Death - Bernice Gillard. by *Hardaway.

House Joint Resolution No. 135 -- Memorials, Recognition - James Halford. by *Pitts, *Johnson, *Reedy.

House Joint Resolution No. 136 -- Memorials, Sports - Rick Insell, Women's Basketball Hall of Fame. by *White D, *Terry, *Rudd, *Sparks.

House Joint Resolution No. 137 -- Memorials, Recognition - Mayor Kelvin O. Buck of Holly Springs, Mississippi. by *Akbari.

House Joint Resolution No. 138 -- Memorials, Recognition - Mayor Megan Barry. by *Akbari.

House Joint Resolution No. 139 -- Memorials, Recognition - Katherine G. Johnson. by *Akbari.

House Joint Resolution No. 140 -- Memorials, Professional Achievement - Bev Johnson, 30th anniversary with 1070 WDIA-AM. by *Akbari.

House Joint Resolution No. 141 -- Memorials, Recognition - Deanie Parker. by *Akbari.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 97** -- Sunset Laws - As introduced, extends the Tennessee advisory commission on intergovernmental relations four years to June 30, 2021. - Amends TCA Title 4, Chapter 10 and Title 4, Chapter 29, Part 2. by *Bell, *Norris. (HB210 by *Faison)

CONSENT CALENDAR

House Resolution No. 26 -- Memorials, Recognition - Maggie Gibson, 2016 Civics Essay Contest winner. by *Jones.

House Resolution No. 27 -- Memorials, Retirement - Jane Lloyd. by *Keisling.

House Resolution No. 28 -- Memorials, Professional Achievement - Tony Taylor, Person of the Year. by *Keisling.

House Resolution No. 29 -- Memorials, Death - Flonnie Smith Webb Stephens. by *Keisling.

House Resolution No. 30 -- Memorials, Death - A.C. Clark. by *Keisling.

House Resolution No. 31 -- Memorials, Death - Raymond Doyle Gaines. by *Keisling.

House Resolution No. 32 -- Memorials, Recognition - Ronald Bailey, Celina Lions Club's 2016 Lion of the Year. by *Keisling.

House Resolution No. 33 -- Memorials, Sports - Macon County High School boys' and girls' golf teams. by *Keisling.

House Resolution No. 34 -- Memorials, Recognition - Thomas Watson, Celina Lions Club's 2016 Clay County Citizen of the Year. by *Keisling.

House Resolution No. 35 -- Memorials, Death - William "Bill" Coe. by *Keisling.

House Resolution No. 36 -- Memorials, Recognition - Hailey Waters, Fentress County Fairest of the Fair. by *Keisling.

House Resolution No. 37 -- Memorials, Personal Occasion - R.C. and Peggy Perrigo, 64th wedding anniversary. by *Keisling.

House Resolution No. 38 -- Memorials, Retirement - Gail Lewallen. by *Keisling.

House Resolution No. 39 -- Memorials, Retirement - Anita Jones. by *Keisling.

House Resolution No. 40 -- Memorials, Retirement - Sandy Jeffers. by *Keisling.

THURSDAY, FEBRUARY 16, 2017 -- TENTH LEGISLATIVE DAY UNOFFICIAL VERSION

House Resolution No. 41 -- Memorials, Sports - Celina K-8 School fifth and sixth grade Lady Bulldogs basketball team, James C. Haile State Tournament winners. by *Keisling.

House Resolution No. 42 -- Memorials, Recognition - Paige Cobb, Legion of Valor Bronze Cross. by *Keisling.

House Resolution No. 43 -- Memorials, Heroism - Deputy Jerry Mifflin. by *Keisling.

House Resolution No. 44 -- Memorials, Sports - Jerry Fox, Clay County Sports Hall of Fame. by *Keisling.

House Resolution No. 45 -- Memorials, Sports - Allen Melton, Clay County Sports Hall of Fame. by *Keisling.

House Resolution No. 46 -- Memorials, Sports - Roger Short, Clay County Sports Hall of Fame. by *Keisling.

House Resolution No. 47 -- Memorials, Sports - JoNell Sullivan, Clay County Sports Hall of Fame. by *Keisling.

House Resolution No. 48 -- Memorials, Professional Achievement - Nancy Williamson, TSBA Ambassador of Education. by *Keisling.

House Resolution No. 49 -- Memorials, Sports - Janice Brady Rhoton, Clay County Sports Hall of Fame. by *Keisling.

House Resolution No. 50 -- Memorials, Sports - Randall Walker, Clay County Sports Hall of Fame. by *Keisling.

House Resolution No. 51 -- Memorials, Sports - Crystal Davis Gore, Clay County Sports Hall of Fame. by *Keisling.

House Joint Resolution No. 129 -- Memorials, Death - Tony Brown. by *Powers.

House Joint Resolution No. 130 -- Memorials, Public Service - Tony Sanders. by *Gravitt, *Hazlewood, *Carter, *McCormick.

House Joint Resolution No. 131 -- Memorials, Sports - Tennessee Rush, 7th grade AAU Basketball Team. by *Keisling.

House Joint Resolution No. 133 -- Memorials, Personal Achievement - Billy Lee Clanton, Eagle Scout. by *Tillis, *Butt.

Senate Joint Resolution No. 71 -- Memorials, Recognition - Daily Bread Community Kitchen. by *Southerland.

Senate Joint Resolution No. 72 -- Memorials, Personal Occasion - Cora Pattie Menefee Taylor, 100th birthday. by *Southerland.

Senate Joint Resolution No. 73 -- Memorials, Retirement - Lew Kunkel. by *Southerland.

Senate Joint Resolution No. 74 -- Memorials, Recognition - Paul Pressley. by *Southerland.

Senate Joint Resolution No. 75 -- Memorials, Death - Steve Carroll. by *Gardenhire, *Watson.

Senate Joint Resolution No. 79 -- Memorials, Retirement - Mary Pearce. by *Johnson.

Senate Joint Resolution No. 80 -- Memorials, Recognition - Clarksville Association for Down Syndrome. by *Green, *Briggs, *Gresham, *Jackson, *Massey.

Senate Joint Resolution No. 81 -- Memorials, Personal Achievement - Ethan Corbin, Eagle Scout. by *Southerland.

Senate Joint Resolution No. 82 -- Memorials, Recognition - Keep Morristown Hamblen Beautiful, 25th anniversary. by *Southerland.

Senate Joint Resolution No. 84 -- Memorials, Recognition - Tennessee Holocaust Survivors and Liberators. by *Kelsey, *Harris, *Massey.

Senate Joint Resolution No. 85 -- Memorials, Retirement - Chief Danny Humphrey. by *McNally.

Senate Joint Resolution No. 86 -- Memorials, Recognition - Red Bank Lions Club, 75th anniversary. by *Watson, *Gardenhire.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	92
Noes.....	0
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gilmore, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jernigan, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, Miller, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Rudd, Sanderson, Sexton C., Sexton J., Shaw, Sherrell, Staples, Stewart, Swann, Terry, Thompson, Tillis, Towns, Travis, Turner, Van Huss, Weaver, White D., White M., Whitson, Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 92

Representatives present and not voting were: Beck, Gant -- 2

A motion to reconsider was tabled.

UNFINISHED BUSINESS

SPONSOR CHANGE

On motion, Rep. Crawford moved to be the first prime sponsor of **House Bill No. 87**.

BILLS WITHDRAWN

On motion of Rep. Wirgau, **House Bill No. 1394** was recalled from the House Health Committee and withdrawn from the House.

RULES SUSPENDED

Rep. Casada moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 134 out of order, which motion prevailed.

Senate Joint Resolution No. 134 -- General Assembly, Recess & Reconvene - Recesses general assembly for President's Day holiday. by *Norris.

On motion of Rep. Casada, the resolution was concurred in.

A motion to reconsider was tabled.

PRESENT IN CHAMBER

Rep. Powell was recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 132 Rep. Ragan as prime sponsor.

House Bill No. 17 Reps. Matheny and Goins as prime sponsors.

House Bill No. 23 Reps. Jernigan and Crawford as prime sponsors.

House Bill No. 55 Rep. C. Sexton as prime sponsor.

House Bill No. 107 Reps. Jernigan, Littleton, Hulsey, Sanderson and Ramsey as prime sponsors.

House Bill No. 227 Reps. K. Brooks, Ragan, Goins, Terry, C. Sexton and J. Sexton as prime sponsors.

House Bill No. 416 Rep. K. Brooks as prime sponsor.

House Bill No. 529 Reps. Carter, Howell, K. Brooks and Calfee as prime sponsors.

House Bill No. 596 Rep. Littleton as prime sponsor.

House Bill No. 630 Rep. Sargent as prime sponsor.

House Bill No. 711 Rep. Carter as prime sponsor.

House Bill No. 736 Rep. Lamberth as prime sponsor.

House Bill No. 912 Rep. Ramsey as prime sponsor.

House Bill No. 948 Reps. McDaniel and Jernigan as prime sponsors.

House Bill No. 973 Rep. Carr as First prime sponsor.

House Bill No. 1064 Rep. Jernigan as prime sponsor.

SPONSORS REMOVED

On Motion, Rep. Ramsey was removed as sponsor of **House Bill No. 394**.

On Motion, Rep. Sargent was removed as sponsor of **House Bill No. 460**.

On Motion, Rep. Gravitt was removed as sponsor of **House Bill No. 973**.

ENGROSSED BILLS February 16, 2017

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution No. 134;

GREG GLASS, Chief Engrossing Clerk

ENGROSSED BILLS February 16, 2017

MADAM SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolutions Nos. 129, 130, 131 and 133.

GREG GLASS, Chief Engrossing Clerk

**REPORT OF CHIEF ENGROSSING CLERK
February 16, 2017**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolutions Nos. 87 and 89; for his action.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
February 16, 2017**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85 and 86; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

**ENROLLED BILLS
February 16, 2017**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50 and 51; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
February 16, 2017**

The Speaker announced that she had signed the following: House Resolutions Nos. 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50 and 51.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
February 16, 2017**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 87 and 89; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

ROLL CALL

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RECESS

Pursuant to **Senate Joint Resolution No. 134**, Rep. Casada moved the House stand in recess until 9:00 a.m., Thursday, February 23, 2017.